

101018887

JC10 Rec'd PCT/PTO 28 FEB 2002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Milos LAPCEVIC

I.A. Appln. No. PCT/AU0/00725

Nationalized Date: December 26, 2001

For: COLOSTOMY PUMP DEVICE



PCT BRANCH

I.A. Filing Date: June 26, 2000

Washington, D.C.

Atty.'s Docket: LAPCEVIC=1

Date: February 28, 2002

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TECHNOLOGY CENTER R3700

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Sir:

Transmitted herewith is a [X] PRELIMINARY AMENDMENT in the above-identified application.

[ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted

[ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

[XX] No fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 38	MINUS	** 113
INDEP.	* 2	MINUS	*** 3
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			
ADDITIONAL FEE TOTAL			

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
x 9	\$	x 18	\$
x 42	\$	x 84	\$
+ 140	\$	+ 280	\$
ADDITIONAL FEE TOTAL		TOTAL	

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

- [ ] First - \$ 55.00
- [ ] Second - \$ 200.00
- [ ] Third - \$ 460.00
- [ ] Fourth - \$ 720.00

## Month After Time Period Set

[ ] Less fees (\$\_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

[ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

## Other Than Small Entity

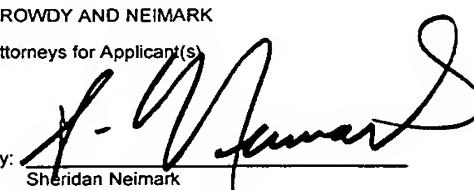
## Response Filed Within

- [ ] First - \$ 110.00
- [ ] Second - \$ 400.00
- [ ] Third - \$ 920.00
- [ ] Fourth - \$ 1440.00

## Month After Time Period Set

BROWDY AND NEIMARK

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ATTY.'S DOCKET: LAPEVIC=1

In re Application of: ) PCT Branch  
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Milos LAPCEVIC )  
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I.A. No.: PCT/AU00/00725 )  
Nationalized: December 26, 2001) Washington, D.C.  
I.A. Date: June 26, 2000 )  
 )  
For: COLOSTOMY PUMP DEVICE ) February 28, 2002

**PRELIMINARY AMENDMENT**

Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination of the present application,  
please amend as follows:

**IN THE CLAIMS**

Delete claims 4-7, 11-15; 18-25; 28-36; 45, 46, 48, 52, 54-56; 59-69, 71-75 and 79, without prejudice.

Please amend the claims by rewriting claims 2, 8, 16, 41, 49, 50, 53 and 70 in amended form as follows (attached hereto is a marked-up version of the changes made to the claims by the current amendment captioned "Version with Markings to Show Changes Made"):

*hwh* 2. (Amended) A device for evacuating waste product through an orifice in a mammalian body, the device including a chamber having an inlet and an outlet, the inlet